

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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JEAN KERCHER,

Plaintiff,

v.

THE READING MUHLENBERG  
CAREER & TECHNOLOGY CENTER,  
Defendant.

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CIVIL ACTION

NO. 15-6674

**ORDER**

**AND NOW**, this 6th day of September, 2017, upon consideration of the Defendant's Motion for Summary Judgment (Dkt. No. 26) filed on June 23, 2017; Plaintiff's Response in Opposition to Defendant's Motion (Dkt. No. 29) filed on July 27, 2017; Defendant's Reply Brief (Dkt. No. 31) filed on August 10, 2017; Plaintiff's Sur-Reply Brief (Dkt. No. 38) filed on August 30, 2017; and for the reasons expressed in the foregoing Memorandum,

**IT IS ORDERED** that Defendant's Motion for Summary Judgment is **GRANTED** as to Counts IV (Violation of Family and Medical Leave Act) and V (Violation of Due Process Rights) of Plaintiff's Complaint which are **DISMISSED**.

**IT IS FURTHER ORDERED** that Defendant's Motion for Summary Judgment is **DENIED** as to Count III (Retaliatory Discharge) of Plaintiff's Complaint.

BY THE COURT:

/s/ Henry S. Perkin

HENRY S. PERKIN,  
United States Magistrate Judge